

**SIXTY-SEVENTH LEGISLATIVE DAY
THURSDAY, MARCH 17, 2005**

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Representative Snodgrass.

The Pledge of Allegiance was led by Emily Patchin, Page.

Approval of Journal

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Sixty-sixth Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the
Governor and the Senate**

March 16, 2005

Mr. Speaker:

I return herewith enrolled **H 278, H 125, H 120, H 89, H 90, H 136, H 141, H 235, H 144, H 181, H 111, H 112, H 114, H 115, H 116, H 117, H 118, H 119, H 16, H 95, H 96, H 128, and H 155** which have been signed by the President.

WOOD, Secretary

Enrolled **H 278, H 125, H 120, H 89, H 90, H 136, H 141, H 235, H 144, H 181, H 111, H 112, H 114, H 115, H 116, H 117, H 118, H 119, H 16, H 95, H 96, H 128, and H 155** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 16, 2005

Mr. Speaker:

I transmit herewith **S 1183** which has passed the Senate.

WOOD, Secretary

S 1183 was filed for first reading.

March 16, 2005

Mr. Speaker:

I return herewith **H 152, H 153, and H 154** which have passed the Senate.

WOOD, Secretary

H 152, H 153, and H 154 were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Mr. Denney asked unanimous consent that **H 306**, as amended, and **H 323** be placed on General Orders for consideration. There being no objection, it was so ordered.

There being no objection, the House advanced to the Twelfth Order of Business.

Consideration of General Orders

Mr. Denney moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Moyle in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

Report of the Committee of the Whole House

March 17, 2005

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 306**, as amended, and **H 323** and report them back without recommendation, amended as follows:

HOUSE AMENDMENT TO H 306, as amended

AMENDMENT TO SECTION 1

On page 2 of the engrossed bill, delete lines 16 and 17 and insert: "was eligible to receive employer provided coverage under a health benefit plan as described in section 41-4703, Idaho Code,".

HOUSE AMENDMENT TO H 323

AMENDMENT TO SECTION 1

On page 2 of the printed bill, delete lines 8 and 9 and insert: "was eligible to receive employer provided coverage under a health benefit plan as described in section 41-4703, Idaho Code,".

MOYLE, Chairman

Mr. Moyle moved that the report be adopted. Seconded by Mr. Denney.

Whereupon the Speaker declared the report adopted.

H 306, as amended, as amended, and **H 323**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House returned to the Fifth

Order of Business.

they do pass.

WOOD, Chairman

Report of Standing Committees

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **HCR 23** and **H 351**.

FIELD(18), Chairman

H 351 was referred to the Health and Welfare Committee.

HCR 23 was filed for second reading.

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 294**, **H 33**, **H 56**, **H 183**, **H 184**, **H 187**, **H 75**, **H 163**, **H 50**, as amended in the Senate, and **H 122**, as amended in the Senate.

FIELD(18), Chairman

The Speaker announced he was about to sign enrolled **H 294**, **H 33**, **H 56**, **H 183**, **H 184**, **H 187**, **H 75**, **H 163**, **H 50**, as amended in the Senate, and **H 122**, as amended in the Senate, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 102** and **H 190** to the Governor at 11:15 a.m., as of this date, March 16, 2005.

FIELD(18), Chairman

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **HCR 15** to the Secretary of State at 11:09 a.m., as of this date, March 16, 2005.

FIELD(18), Chairman

March 16, 2005

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 318** and **H 307** and recommend that they do pass.

CROW, Chairman

H 318 and **H 307** were filed for second reading.

March 16, 2005

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **H 322**, **S 1129**, **S 1130**, as amended, and **S 1080** and recommend that

H 322, **S 1129**, **S 1130**, as amended, and **S 1080** were filed for second reading.

March 16, 2005

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration **S 1179** and report it back with amendments attached to be placed on General Orders for consideration.

WOOD, Chairman

S 1179 was placed on General Orders for consideration.

March 16, 2005

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration **H 324** and **S 1154**, as amended, and recommend that they do pass.

BLOCK, Chairman

H 324 and **S 1154**, as amended, were filed for second reading.

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **HJM 9**, **H 350**, **SJM 108**, **SCR 116**, and **SCR 117** and recommend that they do pass.

DEAL, Chairman

HJM 9, **H 350**, **SJM 108**, **SCR 116**, and **SCR 117** were filed for second reading.

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration **H 100** and recommend that it do pass.

CROW, Chairman

H 100 was filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 352 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS FOR THE IDAHO EDUCATIONAL PUBLIC BROADCASTING SYSTEM FOR FISCAL YEAR 2006; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND EXPRESSING LEGISLATIVE INTENT WITH REGARD TO STATE

MATCH.

HOUSE BILL NO. 353
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS FOR THE STATE LIBRARY BOARD FOR FISCAL YEAR 2006; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 354
BY REVENUE AND TAXATION COMMITTEE

AN ACT

RELATING TO THE CHILDREN'S TRUST FUND; AMENDING SECTION 39-6007, IDAHO CODE, TO CLARIFY THAT THE CHECK-OFF EXPIRES WHEN THE BALANCE IN THE TRUST FUND REACHES TWO MILLION FIVE HUNDRED THOUSAND DOLLARS.

HOUSE BILL NO. 355
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE OFFICE OF THE STATE APPELLATE PUBLIC DEFENDER FOR FISCAL YEAR 2006; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES OF THE GENERAL FUND; AND SETTING FORTH THE CONDITIONS FOR THE REAPPROPRIATION.

HOUSE BILL NO. 356
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE ATTORNEY GENERAL FOR FISCAL YEAR 2006; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES OF THE GENERAL FUND; AND SETTING FORTH THE CONDITIONS FOR THE REAPPROPRIATION.

HOUSE BILL NO. 357
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE SUPREME COURT FOR FISCAL YEAR 2006; AND APPROPRIATING MONEYS FROM THE GENERAL FUND TO THE GUARDIAN AD LITEM FUND.

HOUSE BILL NO. 358
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR THE IDAHO STATE CAPITOL COMMISSION FOR FISCAL YEAR 2006; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES.

HOUSE BILL NO. 359
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE SELF-GOVERNING AGENCIES FOR THE GENERAL BOARDS FOR FISCAL YEAR 2006; APPROPRIATING MONEYS TO THE SELF-GOVERNING AGENCIES FOR THE MEDICAL BOARDS FOR FISCAL YEAR 2006; APPROPRIATING MONEYS TO THE SELF-GOVERNING AGENCIES FOR THE REGULATORY BOARDS FOR FISCAL YEAR 2006; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO THE ATHLETIC COMMISSION REVENUES ACCRUING JULY 1, 2005, THROUGH JUNE 30, 2006; AND EXPRESSING LEGISLATIVE INTENT WITH REGARD TO ANY ATHLETIC COMMISSION BALANCE EXISTING ON JULY 1, 2005.

HOUSE BILL NO. 360
BY APPROPRIATIONS COMMITTEE

AN ACT

APPROPRIATING MONEYS TO THE DIVISION OF BUILDING SAFETY FOR FISCAL YEAR 2006 AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

H 352, H 353, H 354, H 355, H 356, H 357, H 358, H 359, and **H 360** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1183, by State Affairs Committee, was introduced, read the first time by title, and ordered held at the Desk.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 343, H 344, H 345, H 346, H 347, H 348, and **H 349**, by Appropriations Committee, were read the second time by title and filed for third reading.

S 1092, by Commerce and Human Resources Committee, was read the second time by title and filed for third reading.

H 337, H 311, H 312, H 295, and **H 301**, by State Affairs Committee, were read the second time by title and filed for third reading.

HJM 5, by Revenue and Taxation Committee, were read the second time by title and filed for third reading.

S 1169, by State Affairs Committee, was read the second time by title and filed for third reading.

S 1099 and **S 1138**, by Resources and Environment Committee, were read the second time by title and filed for third reading.

reading.

H 325 and **H 326**, by Ways and Means Committee, were read the second time by title and filed for third reading.

S 1061, **S 1119**, **SCR 114**, and **SCR 115**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

S 1188, by Finance Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

S 1182 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Field(23) to open debate.

The question being, "Shall **S 1182** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Block, Roberts, Wood. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **S 1182** passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1184 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Field(23) to open debate.

The question being, "Shall **S 1184** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Roberts, Rusche, Rydalch, Sayler, Schaefer, Shepherd(2),

Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 64.

NAYS -- LeFavour, Loertscher, Ringo, Sali. Total -- 4.

Absent and excused -- Block, Crow. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **S 1184** passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1187 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall **S 1187** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Block, Crow, Wood. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **S 1187** passed the House. Title was approved and the bill was ordered returned to the Senate.

H 333 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **H 333** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Crow. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 333** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 282 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Loertscher to open debate.

The question being, "Shall **H 282** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Hart, Harwood, Henderson, Jaquet, Jones, Kemp, Lake, Loertscher, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Roberts, Rusche, Rydalch, Sali, Saylor, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood, Mr. Speaker. Total -- 61.

NAYS -- Bilbao, Garrett, Henbest, LeFavour, Martinez, Ring, Ringo, Smith(30). Total -- 8.

Absent and excused -- Crow. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 282** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

HCR 20 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Barraclough and Mrs. Rydalch to open debate.

The question being, "Shall **HCR 20** be adopted?"

Whereupon the Speaker declared **HCR 20** adopted by voice vote and ordered the resolution transmitted to the Senate.

H 315 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Barraclough and Mrs. Rydalch to open debate.

The question being, "Shall **H 315** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bayer, Bedke, Bell, Black, Block, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Eskridge, Field(23),

Garrett, Hart, Harwood, Henderson, Lake, Loertscher, Mathews, McGeachin, McKague, Moyle, Nielsen, Nonini, Raybould, Roberts, Rydalch, Sali, Schaefer, Shepherd(8), Stevenson, Wills, Wood, Mr. Speaker. Total -- 41.

NAYS -- Bastian, Bilbao, Boe, Bolz, Edmunson, Ellsworth, Field(18), Henbest, Jaquet, Jones, Kemp, LeFavour, Martinez, Miller, Mitchell, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Saylor, Shepherd(2), Shirley, Skippen, Smith(30), Smith(24), Smylie, Snodgrass, Trail. Total -- 29.

Paired Vote:

AYE -- Eskridge. NAY -- Smith(30).

(Pair enumerated in roll call above.)

Total -- 70.

Whereupon the Speaker declared **H 315** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Denney moved that the House recess until 1:30 p.m. Seconded by Mr. Saylor. Motion carried.

Whereupon the Speaker declared the House at recess until 1:30 p.m.

RECESS

Afternoon Session

The House reconvened at 1:30 p.m., Mr. Denney in the Chair.

Roll call showed 68 members present.

Absent and excused -- Raybould, Smith(30). Total -- 2.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 110, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Eskridge to open debate.

The question being, "Shall **H 110**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Rydalch, Sali, Saylor, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 63.

NAYS -- None.

Absent and excused -- Crow, Field(23), Raybould, Roberts, Smith(30), Smith(24), Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 110**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 265, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Garrett to open debate.

Mrs. Garrett asked unanimous consent that, pursuant to Rule 22, discussion of other bills be allowed in debate of **H 265**, as amended. There being no objection, it was so ordered.

The question being, "Shall **H 265**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 65.

NAYS -- None.

Absent and excused -- Crow, Mitchell, Raybould, Smith(30), Mr. Speaker. Total -- 5.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 265**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

H 188, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. McGeachin to open debate.

The question being, "Shall **H 188**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Smylie, Snodgrass,

Stevenson, Trail, Wills. Total -- 62.

NAYS -- Ring. Total -- 1.

Absent and excused -- Barrett, Garrett, Mitchell, Raybould, Smith(30), Wood, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 188**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

S 1127 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Hart to open debate.

The question being, "Shall **S 1127** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 65.

NAYS -- None.

Absent and excused -- Barrett, Raybould, Smith(30), Wood, Mr. Speaker. Total -- 5.
Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1127** passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1011 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Cannon to open debate.

The question being, "Shall **S 1011** pass?"

Roll call resulted as follows:

AYES -- Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Anderson, Nonini. Total -- 2.

Absent and excused -- Barrett, Henbest, Raybould, Smith(30), Wood, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1011** passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1131 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Wills to open debate.

The question being, "Shall **S 1131** pass?"

Roll call resulted as follows:

AYES -- Andrus, Barraclough, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Collins, Crow, Deal, Denney, Edmunson, Eskridge, Field(18), Field(23), Garrett, Harwood, Henbest, Henderson, Jones, LeFavour, Loertscher, Mathews, Miller, Nielsen, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shirley, Skippen, Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 47.

NAYS -- Anderson, Bastian, Bayer, Clark, Ellsworth, Hart, Jaquet, Kemp, Lake, Martinez, McGeachin, McKague, Mitchell, Moyle, Nonini, Roberts, Shepherd(8). Total -- 17.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Wood, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1131** passed the House. Title was approved and the bill was ordered returned to the Senate.

SJM 107 was read the third time at length and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Shepherd(2) to open debate.

The question being, "Shall **SJM 107** be adopted?"

Whereupon the Speaker Pro Tem declared **SJM 107** adopted by voice vote and ordered the memorial returned to the Senate.

S 1076, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Deal to open debate.

The question being, "Shall **S 1076**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon,

Chadderdon, Clark, Collins, Crow, Deal, Denney, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- McKague. Total -- 1.

Absent and excused -- Barrett, Edmunson, Raybould, Smith(30), Smith(24), Wood, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1076**, as amended, passed the House. Title was approved and the bill was ordered returned to the Senate.

S 1122, as amended in the House, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Field(18) to open debate.

The question being, "Shall **S 1122**, as amended in the House, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Shepherd(2), Shepherd(8), Shirley, Skippen, Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- McKague, Schaefer. Total -- 2.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Wood, Mr. Speaker. Total -- 6.
Total -- 70.

Whereupon the Speaker Pro Tem declared **S 1122**, as amended in the House, passed the House. Title was approved and the bill was ordered returned to the Senate.

There being no objection, the House returned to the Fifth Order of Business.

Report of Standing Committees

March 17, 2005

Mr. Speaker:

We, your COMMITTEE ON WAYS AND MEANS, report that we have had under consideration **S 1074**, as amended, and recommend it be referred to the State Affairs Committee.

CLARK, Chairman

S 1074, as amended, was referred to the State Affairs Committee.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 343** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 343** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Kemp. Total -- 1.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 343** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Ringo to open debate.

The question being, "Shall **H 343** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 61.

NAYS -- None.

Absent and excused -- Barrett, Edmunson, Raybould, Roberts, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 9.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 343** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 344** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 344** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Kemp. Total -- 1.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 344** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall **H 344** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- None.

Absent and excused -- Barrett, Edmunson, Raybould, Roberts, Smith(30), Smith(24), Wood, Mr. Speaker. Total -- 8.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 344** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 345** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 345** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Kemp. Total -- 1.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 345** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall **H 345** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, LeFavour, Martinez, Mathews, Miller, Mitchell, Moyle, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Sayler, Shepherd(2), Shepherd(8), Shirley, Skippen, Smylie, Snodgrass, Stevenson, Trail, Wills. Total -- 53.

NAYS -- Barraclough, Barrett, Lake, Loertscher,

McGeachin, McKague, Nielsen, Rydalch, Sali, Wood.
Total -- 10.

Absent and excused -- Crow, Raybould, Roberts, Schaefer, Smith(30), Smith(24), Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared **H 345** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 346** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 346** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Kemp. Total -- 1.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 7.
Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 346** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Ringo to open debate.

The question being, "Shall **H 346** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Kemp, Lake, LeFavour, Loertscher, Martinez, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smylie, Snodgrass, Stevenson,

Trail, Wills, Wood. Total -- 62.

NAYS -- Mathews, McGeachin, Sali. Total -- 3.

Absent and excused -- Crow, Raybould, Smith(30), Smith(24), Mr. Speaker. Total -- 5.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 346** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 347** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 347** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Kemp. Total -- 1.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 347** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Skippen to open debate.

The question being, "Shall **H 347** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Mathews, McGeachin, McKague, Mitchell, Moyle, Nielsen, Nonini, Pence, Ring, Roberts, Rusche, Rydalch, Sali, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Snodgrass, Stevenson, Wills, Wood. Total -- 54.

NAYS -- Boe, LeFavour, Loertscher, Martinez, Miller, Pasley-Stuart, Ringo, Sayler, Smylie, Trail. Total -- 10.

Absent and excused -- Crow, Kemp, Lake, Raybould, Smith(30), Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 347** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 348** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 348** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Kemp. Total -- 1.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 348** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Ms. Henbest to open debate.

The question being, "Shall **H 348** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Henbest, Henderson, Jaquet, Jones, LeFavour, Martinez, McKague, Miller, Mitchell, Moyle, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Rusche, Rydalch, Sayler, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Smylie, Snodgrass, Stevenson, Trail, Wills, Wood. Total -- 56.

NAYS -- Loertscher, Mathews, McGeachin, Nielsen, Sali, Schaefer. Total -- 6.

Absent and excused -- Crow, Harwood, Kemp, Lake, Raybould, Roberts, Smith(30), Mr. Speaker. Total -- 8.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 348** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle moved that all rules of the House interfering with the immediate consideration of **H 337** be suspended; that the portions of Section 15, Article 3 of the Constitution of the State of Idaho, requiring all bills to be read on three several days be dispensed with, this being a case of urgency; and that **H 337** be read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration. Seconded by Ms. Jaquet.

The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Crow, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, Lake, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Skippen, Snodgrass, Stevenson, Trail, Wills. Total -- 62.

NAYS -- Kemp. Total -- 1.

Absent and excused -- Barrett, Raybould, Smith(30), Smith(24), Smylie, Wood, Mr. Speaker. Total -- 7.

Total -- 70.

Whereupon the Speaker Pro Tem declared that more than two-thirds of the membership having voted in the affirmative, the motion carried, the rules were suspended, and **H 337** was read the first time by title, second time by title, and third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mr. Black to open debate.

The question being, "Shall **H 337** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Field(23), Garrett, Hart, Harwood, Henbest, Henderson, Jaquet, Jones, LeFavour, Loertscher, Martinez, Mathews, McGeachin, McKague, Miller, Mitchell, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Ring, Ringo, Roberts, Rusche, Rydalch, Sali, Sayler, Shepherd(2), Shepherd(8), Shirley, Skippen, Smith(24), Smylie, Snodgrass,

Stevenson, Trail, Wills, Wood. Total -- 63.

NAYS -- Schaefer. Total -- 1.

Absent and excused -- Crow, Kemp, Lake, Raybould, Smith(30), Mr. Speaker. Total -- 6.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 337** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Friday, March 18, 2005. Seconded by Mr. Sayler. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:51 p.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk